

## Message Text

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PAGE 01 STATE 141516  
ORIGIN EB-03

INFO OCT-01 ISO-00 /004 R

66011

DRAFTED BY EB/OA/AVP:JSGRAVATT:PMA

APPROVED BY EB/OA/AVP:AJWHITE

-----180902Z 128196 /12

R 172139Z JUN 77

FM SECSTATE WASHDC

TO AMEMBASSY BRASILIA

UNCLAS STATE 141516

FOL REPEAT MONTREAL 692 ACTION SECSTATE DTD 28 APR.

QUOTE

UNCLAS MONTREAL 692

E. O. 11652: N/A

TAGS: EAIR, ICAO, PORC

SUBJ: ICAO: SPECIAL AIR TRANSPORT CONFERENCE - APRIL 23 AND 25

1. COMMITTEE A COMPLETED DISCUSSION OF AGENDA ITEM 1 - TARIFF  
ENFORCEMENT WITH THE APPROVAL OF U.S. RECOMMENDATION AS AMENDED  
READING AS FOLLOWS:

"THE CONFERENCE CONSIDERING THAT TARIFFS ESTABLISHING FARES AND  
RATES AND ASSOCIATED CONDITIONS, AS SOON AS APPROVED BY STATES,  
SHOULD BE CONSIDERED INVIOLE, RECOMMENDS

"1. THAT THERE BE GREATER COOPERATION AND EXCHANGE OF INFOR-  
MATION BETWEEN GOVERNMENTS AND VARIOUS CARRIER ENFORCEMENT  
AGENCIES, REGARDLESS OF WHETHER AN EFFECTIVE IATA AGREEMENT IS  
IN FORCE:

"2. THAT THE ICAO SECRETARIAT COLLECT ALL INFORMATION AVAILABLE  
FROM STATES CONCERNING TARIFF VIOLATIONS, INCLUDING INFORMATION  
ON SUBSEQUENT ACTION BY STATES AND PUBLICIZE DATA ON ALL TYPES  
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OF TARIFF MALPRACTICES."

THIS RECOMMENDATION WAS APPROVED BY VOTE OF 44(US)-5-9 AFTER  
FRANCE SUCCEEDED IN HAVING DELETED "OTHER RELIABLE SOURCES"  
AS ANOTHER SOURCE OF INFORMATION BESIDES STATES IN CLAUSE 2 AND  
A THIRD CLAUSE, "MEMBER STATES SHOULD BE URGED TO CONSIDER  
SUSPENSION OF OPERATING AUTHORITY FOR SPECIFIC PERIODS FOR  
PARTIES WHO CONSISTENTLY ENGAGE IN ILLEGAL PRACTICES," WAS

VOTED DOWN 15(U.S.)-22-22. U.K. WAS MOST HELPFUL CO-SPONSOR  
OF RECOMMENDATION.

2. COMMITTEE B CONTINUED DISCUSSION OF AGENDA ITEM 3 -  
REGULATION OF CAPACITY IN INTERNATIONAL AIR TRANSPORT SERVICES.  
GENERAL STATEMENTS AND COMMENTS WERE MADE BY MANY DELEGATIONS.  
PAPERS WERE PRESENTED BY CANADA (TO COVER INTERIM STEPS WHILE  
ICAO STUDIES ARE IN PROGRESS), BRAZIL AND OTHER LATIN AMERICANS,  
SWITZERLAND AND NETHERLANDS AND THE U.K. MADE AN ORAL  
PROPOSAL. PRESIDENT OF COUNCIL ASKED NO FURTHER VOTES BE  
TAKEN UNTIL APRIL 25 AND CALLED FOR COMPROMISE AFTER SWISS  
AMENDMENT TO ADD "PRINCIPLE OF EX POST FACTO REVIEW OR OTHER  
PRINCIPLES" TO "PRINCIPLE OF PRE-DETERMINATION OF CAPACITIES"  
IN BRAZILIAN PAPER RESULTED IN TIE VOTE, (30-30-10).

3. AFTER THIS DAY-LONG DISCUSSION, THE SECRETARIAT PREPARED  
A DRAFT TEXT OF A RECOMMENDATION BASED ON THE COMMITTEE'S  
DISCUSSION AND CONTAINING PORTIONS OF THE VARIOUS PAPERS.  
SEVERAL CHANGES IN THIS RECOMMENDATION WERE MADE BY  
COMMITTEE. SEPTTEL WILL GIVE TEXT. FINAL PLENARY  
BEING CONVENED MID-AFTERNOON APRIL 26.  
HARPER

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## Message Attributes

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**Channel Indicators:** n/a  
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**TAGS:** EAIR, PORG, XX, ICAO  
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**Type:** TE  
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**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
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**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009